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PART-IIA

GOVERNMENT OF MEGHALAYA

NOTIFICATIONS

The 8th June, 2017.

No.PER.16/2010/103. - The Governor of Meghalaya is pleased to notify Smti. A. Kharpor, MCS, Joint Secretary to the Government of Meghalaya, Personnel & A.R. (A) Department as the Nodal Officer for the Meghalaya State Information Commission for processing Court cases through e-litigation procedure.

Room No: 12 Additional Building, Meghalaya (Civil) Secretariat

Her contact details No. Centrex No: -

Mobile No: 98630-67505

Email address: anitakharpor@gmail.com

L. DIENGDOH,

Commissioner & Secretary to the Govt. of Meghalaya,
Personnel & A.R. (A) Department.

The 8th June, 2017.

No.MPCB/TB-153/2017-2018/76.- In pursuance of the Resolution at Agenda No. 4 of the 66th meeting of the Meghalaya State Pollution Control Board held on 7th October, 2016, the following norms/criteria for siting of Brick Kilns in the State of Meghalaya have been adopted with immediate effect and until further orders:-

I. Norms/Criteria for Siting of Lime Kilns/Brick Kilns:-

1. No prime agricultural/forest land shall be converted for industrial purposes.
2. No brick kilns shall be sited within the limits/distance shown against each of the areas mentioned below:
 - (a) Main Road (PWD Road) - 50m (for clusters & single unit)
 - (b) Outer limit of any village/town settlement - 500 M (for clusters)
300 M (for single unit).
 - (c) Important Public Places Hospitals Tourist spots, etc. - 500 M (for clusters & single unit)
 - (d) Major stream/River/lake - 100 M (for clusters)
50 M (for single unit).
3. The minimum distance between two adjacent units should not be less than 400m (for clusters) and 100m (for single unit).
4. A minimum buffer Zone for green belt of 30 meters in case of single unit and 100m in case of clusters should be provided at the periphery.
5. There should be provision for a common approach road for units in cluster.
6. The site should have adequate space for treatment and disposal of solid wastes.
7. Measures to be adopted for prevention and control of pollution and standards of emission shall be prescribed under the Environment (Protection) Rules, 1986.

MEMBER SECRETARY
Meghalaya State Pollution Control Board
Shillong.

The 8th June, 2017.

No.EDN.164/2016/131.- The Governor of Meghalaya is pleased to re-envision the Normal Training Schools (NTSs) and Basic Training Centres (BTCs) as follows:-

1. The 3 (three) Elementary Teacher Education Institutions (BTC - Thadlaskein, Resubelpara & Tura) and the 3 (three) Practising Schools (Thadlaskein, Resubelpara & Tura) shall be **"DIET Practising Schools"**.
2. All Academic position and posts of BTC Thadlaskein, Resubelpara & Tura shall be absorbed and re-designated into the DIET Practising Schools as Assistant Teachers with the present scale of pay. However, the present incumbent and post of a Principal of the above mentioned Elementary Teacher Education Institutions shall be integrated to the respective DIETs as a lecturer under the State Plan, since the present scale of pay is equivalent to that of a lecturer in the DIET.
3. All Academic Staff along with posts in the existing BTC Practising Schools (Thadlaskein, Resubelpara & Tura) shall be absorbed and re-designated into the DIET Practising Schools as Assistant Teachers with the present scale of pay.
4. The Non-academic Staff along with posts in the Elementary Teacher Education Institutions BTCs and BTC Practising Schools (Thadlaskein, Resubelpara & Tura) shall be integrated to the respective DIETs with the present scale of pay under the State Plan.
5. All Academic Staff along with posts of NTS Tura shall be absorbed and re-designated into the DIET Practising Schools as Assistant Teachers with the present scale of pay. The present post of Principal in the NTS, Tura, shall be integrated to DIET Tura as a Senior Lecturer under State Plan and the present incumbent (Principal) shall be reverted to DERT, Shillong.
6. The Non-academic Staff along with posts in NTS, Tura, shall be integrated to the DIET Tura with the present scale of pay under the State Plan.
7. All Academic Staff along with posts in respect of BTC, Malki and NTS, Sohra shall be absorbed and re-designated into the DERT Practising School as Assistant Teachers with the present scale of pay except for the post of Principal BTC, Malki, which shall be retained and placed under DERT, Shillong which envisions to conduct 2 years B.Ed course from the BTC, Malki campus. The post of Principal NTS, Sohra shall be integrated and redesignated to DIET Sohra as Senior Lecturer post with the same scale of pay.
8. The Non-academic Staff and posts of BTC, Malki, shall be absorbed at DERT Practising School and the non academic staff and post of NTS, Sohra, shall be absorbed in DIET, Sohra.
9. The DERT shall initiate enrolment process from Class I to X in respect of DERT Practising School at the earliest for the academic year 2017.
10. The infrastructure in all the BTCs and NTSs shall be under the jurisdiction of the respective DIETs, except for BTC, Malki, which shall be under DERT, Shillong.

This shall come into force with "Immediate Effect".

D. P. WAHLANG,

Principal Secretary to the Govt. of Meghalaya,
Education Department.

The 2nd June, 2017.

No.EDN.292/2015/32. - The Governor of Meghalaya is pleased to enhance the Grant-in-aid to School Management Committee (SMC) for the 1521 4th Teachers in the Upgraded Upper Primary Schools Sarva Shiksha Abhiyan (SSA) from ₹ 6000/- to ₹ 12,000/- per teacher per month with effect from 1st January, 2017.

D. P. WAHLANG,

Principal Secretary to the Govt. of Meghalaya,
Education Department.

The 6th June, 2017.

No.SW(S)219/90/Pt.I/24. - In partial modification of this Department's Notification No.SW(S)219/90/267, dated 23rd September, 2008, the Governor of Meghalaya is pleased to re-notify the District Social Welfare Officers as Child Marriage Prohibition Officers under Section 16 of the Prohibition of Child Marriage Act, 2006 (Central Act No.6 of 2007) in all the 11 (eleven) districts of the State with immediate effect.

Powers and Functions of the Child Marriage Prohibition Officers:

1. The Child Marriage Prohibition Officers shall-
 - (a) Prevent solemnization of child marriages by taking such action as deemed fit and proper;
 - (b) Collect evidence for the effective prosecution of persons contravening the provisions of the Prohibition of Child Marriage Act, 2006;
 - (c) Advise either individual cases or counsel the residents of the locality generally not to indulge in promoting, helping, aiding or allowing the solemnization of child marriages;
 - (d) Create awareness on the evils which results from child marriage; and
 - (e) Sensitize the community on the issues of child marriage.
2. The Child Marriage Prohibition Officer shall submit quarterly as well as Annual Report to the State Government.
3. The Child Marriage Prohibition Officer shall be vested with the powers of a Police Officer and shall exercise his/her power to prevent child marriages from taking place in their jurisdiction.
4. The Child Marriage Prohibition Officer shall have the power to move the Court for an order under Section 4, 5 and 13, and along with the child under Section 3 of the PCMA Act, 2006.

T. DKHAR,

Commissioner & Secretary to the Govt. of Meghalaya
Social Welfare Department.

The 9th June, 2017.

No.WRD(J)TB/405/2016-17/592.- The District Level Committee on Ground Water Resources under West Jaintia Hills District, with an aim to study the Ground water development and its scientific management in West Jaintia Hills District, directs all individuals/private and public institutions owning private bore wells/tube wells within West Jaintia Hills District to compulsorily register themselves with all relevant documents in the Office of the Executive Engineer (WR) West Jaintia Hills District, Jowai with immediate effect. Non compliance of the directive would be dealt with as per provision of law.

R. RAPTHAP,

Deputy Commissioner *cum* Chairman
District Level Committee on
Ground Water Resources
West Jaintia Hills, Jowai.

The 6th June, 2017.

No.EGH/EE/DWRC-422/2016-17/TB-335/248.- The District level Committee on Ground Water Resources under East Garo Hills District, with an aim to study the Ground water development and its scientific management in East Garo Hills District, directs all individuals/private and public institutions within East Garo Hills District owing private bore wells/ tube wells to compulsorily register themselves with all relevant documents in the Office of the Executive Engineer (WR) East Garo Hills District, Williamnagar with immediate effect. Non compliance of the directive would be dealt as per provision of law.

H. B. MARAK,

Deputy Commissioner *cum* Chairman
District Level Committee on
Ground Water Resource
East Garo Hills,
Williamnagar.

The 30th May, 2017.

CORRIGENDUM

No.RDA.60/2012/234. - The area of the land appearing in the Preliminary Notification under Section 4 (1) of RFCT-LARR Act, 2013 in respect of Land Acquisition for ADB Project Garobadha to Barengapara-Bypass Zikzak Bazar Road bearing No.RDA.60/2012/173, dated 29th March, 2017 published in the Meghalaya Gazette dated 4th April, 2017 may please be *read* as **4682.30 Sqm** instead of **4.683 Sqm**.

B. HAJONG,

Joint Secretary to the Govt. of Meghalaya,
Revenue & Disaster Management Department.

The 6th June, 2017.

No.DC.VII/GenI/PF/282/92-2017/153.- Under the provision of Section 3 and 4 of the United Khasi-Jaintia Hills District (Christian Marriage) Act, 1954 (United Khasi-Jaintia Hills) (Act No. 11 of 1954) *read* with Section 6 of the Indian Christian Marriage, Act, 1872, (Act No. XV of 1872), the Executive Committee, Khasi Hills Autonomous District Council, Shillong is pleased to grant license to the following person named below of Khasi Jaintia Presbyterian Synod Sepngi authorising each to grant certificate(s) of Marriage or Marriages between two person(s) one or both of whom is or are Christian living within the jurisdiction of the Khasi Hills Autonomous District Council, subject however, to revocation at anytime as may be notified.

Sl. No.

Names

1. Rev. Dakampher L. Mawlong.
2. Rev. L. Estromwell Jyrwa.
3. Rev. Sainboklang Kharjahrin.
4. Rev. R. Gilbertstone L. Nonglait.
5. Rev. D. Comborlin Marthong.
6. Rev. Marvel L. Mawlot.
7. Rev. Korbarlang Jitem.
8. Rev. F. Bympherwel Babai.

B. BASAIAWMOIT,

Secretary to the Executive Committee,
Khasi Hills Autonomous District Council,
Shillong.

The 5th May, 2017.

No.DC/LVI/1/2009-17/22/971. - In exercise of the powers conferred under sub-rules (1) and (3) of Rule 36 of the Assam and Meghalaya Autonomous Districts (Constitution of District Councils) Rules, 1951 as amended, I, Goodleaderson Nongsiej, Chairman, Khasi Hills Autonomous District Council hereby summon the Council of the Khasi Hills Autonomous District to meet at 11.00 A.M. on Tuesday the 20th June, 2017, in the Council Hall at Shillong.

L. GOODLEADERSON NONGSIEJ,
Chairman,
Khasi Hills Autonomous District Council,
Shillong.

The 30th May, 2017.

No.JHADG/Genl/3/2012/110.- The Executive Committee, Jaintia Hills Autonomous District Council, Jowai is pleased to promote and appoint Shri P. Ulysis Manner, J. E. - I as Assistant Engineer (Dip), in the Scale of Pay of ₹ 16,300-410-19,170-EB-530-23,940-720-31,860/- p.m. plus other allowances as admissible under the rules in force with effect from the date of joining the post.

R. PHAWA,
Secretary,
Executive Committee,
Jaintia Hills Autonomous District Council,
Jowai.

The 11th May, 2017.

No.UAU./I/2011/Pt/368.—In exercise of the powers conferred under Section 22 of the Meghalaya Street Vendors (Protection of Livelihood and Regulation of Street Vending) Act, 2014, the Governor of Meghalaya is pleased to notify the following Rules namely:-

CHAPTER-I

PRELIMINARY

1. Short title and commencement—

These Rules may be called The Meghalaya Street Vendors (Protection of livelihood and Regulation of Street Vending) Rules, 2017 for Urban areas of the State.

It shall come into force on such date, as to be notified in the Official Gazette by the Government.

2. Definitions-

- i. In these rules, unless the context otherwise requires:-
 - i. “Act” means the Meghalaya Street Vendors (Protection of Livelihood and Regulation of Street Vending) Act, 2014;
 - ii. “Appropriate Government” means the Government of Meghalaya.
 - iii. “Chief Executive Officer” means officer in charge of the Municipal Board/ Cantonment Board as the case may be;
 - iv. “Form” means a form appended to these rules;
 - v. “Local Authority” means the Deputy Commissioner of the District;
 - vi. “Rules” means a rule made under section 22 of the Act;
 - vii. “Section” means section of the Act;
 - viii. “Town Vending Committee” means the body constituted by the appropriate Government under section 4 of the Act;
- ii. Words and expressions defined in the Act and used in these Rules shall have the same meanings as respectively assigned to them in the Act.

CHAPTER-II**TOWN VENDING COMMITTEE****3. Constitution of Town Vending Committee:**

- (i) The State Government shall constitute the Town Vending Committee for each Local Authority which shall consist of a Chairman and the members as follows:

Official Members-

1.	Additional Deputy Commissioner	Chairman
2.	Representative of the Planning Authority	Member
3.	Representative of the Local Authority	Member
4.	Superintendent of Police of concerned Districts	Member
5.	Superintendent of Police/ Additional S.P. Traffic (if applicable) of concerned Districts	Member
6.	Additional Chief Engineer/SE, PWD Roads of concerned Districts	Member
7.	Superintending Engineer/EE, PWD (Buildings) in concerned Districts	Member
8.	Chief Executive Officer, MePDCL i/c of the Districts	Member
9.	Chief Executive Officer, Cantonment Board (if applicable in Shillong only)	Member
10.	Secretary of Town Committees wherever applicable	Member
11.	2 (two) Representatives of nationalized banks to be nominated by the Local Authority	Member
12.	District Urban Planner	Member Secretary

Non Official Members-

1.	Representatives from Street Vendors Association 3 (three) person from amongst the Vendors' Association provided one-third should be women to be nominated by Town Vending Committee Chairman	Member
2.	2 (two) representatives of Local Markets Association	Member
3.	2 (two) representatives of Trader Association (to be nominated by Local Authority)	Member
4.	Representative from the Local Dorbar wherever applicable	Member

The Chairperson can co-opt any other member as he deems fit.

- (ii) Chairperson of the Local Authority/Town Vending Committee shall provide a space in the office

building in its premises or wherever appropriate and feasible to the Town Vending Committee where they shall meet at least once in a month in discharge of its functions.

- (iii) The Town Vending Committee shall meet as frequently as the situation demand and if possible at least once in a month.

4. Mode of Nominating Non-Official members:-

- i. The Chairperson of the Town Vending Committee shall nominate the members of the Vendors Association.
- ii. The formation of the Town Vending Committee (both official and non-official members) shall be published by the State Government in the Official Gazette and in the website of the District Urban Planner/Municipal Board and Deputy Commissioner.

5. **Duration of Town vending committee-** The term of such nominated members of the Street Vendors Association of the Town Vending Committee shall be for a period of two years from the date of its nomination.

6. **Removal of Nominated and Non-official member of Town Vending Committee** - If in the opinion of the State Government, any nominated and non-official members of the Town Vending Committee persistently makes default in the performance of his/her duties impose on him/her by or under the Act or the rules or exceeds or abuse its power for 3 (three) consecutive meetings, memo will be issued and if it crosses 4 (four) meetings, then the State Government may, by order remove such member from the Town Vending Committee and issue vacancy notice.

7. **Method of filling vacant post** - Where any vacancy occurs in the existing Town Vending Committee due to resignation, death, and removal of any member or for any other reason, the same procedure shall be followed to fill up such vacancy.

8. Procedure for meeting of Town Vending Committee -

- i. The Town Vending Committee shall decide in its first meeting, the various procedure aspects relating to conduct of its business.
- ii. The time and venue of the meeting shall be decided by the Chairperson.
- iii. The Member Secretary shall issue a notice before 7 (seven) days of a scheduled meeting.
- iv. The agenda of items to be discussed in the meeting shall be circulated to the members and put up on official designated website. Each agenda item shall be accompanied by a detailed note bringing out the issues involved with the clear recommendation, if any, made by the administration.
- v. The quorum for conduct of the meeting shall be one third of the total strength of the Committee.
- vi. The decision shall be taken on the basis of the majority of members present at the meeting.
- vii. No meeting shall be carried on in the absence of the quorum and where there is no quorum, the meeting shall be adjourned.

- viii. The minutes of the meeting shall be signed by the Chairperson and shall be placed in the subsequent meeting of the Committee for confirmation.
 - ix. The minutes of the meeting, orders and decisions of the Town Vending Committee shall be notified and placed on the notice board of the Town Vending Committee and on the local body website or the Town Vending Committee may decide to have its own website.
 - x. The meeting of the Committee shall be held at least once in a month.
 - xi. The first meeting of the newly constituted Committee shall be fixed within 15 (fifteen) days from the date of its constitution.
9. Status paper and street vending scenario shall be placed by Local Authority -After the procedure details are finalized by the Town Vending Committee, and before it takes up the regular business, the Local Authority shall circulate a status paper of the street vending scenario in the City or Town amongst the members of the Committee containing the following details, namely:-
- i. The areas of street vending in the City or Town indicated in the maps,
 - ii. The number of street vendors in the City or Town where a survey has already been conducted, otherwise indication can be given about the approximate numbers,
 - iii. Information about the high footfall areas, lean footfall areas and mid-range areas from the street vending angle,
 - iv. The areas of vending, areas declared as no vending zones, etc., the likely high football places in the areas under development,
 - v. A broad category of goods allowed to be sold and as per restriction imposed by the Hon'ble Supreme Court as well as Hon'ble High Court,
 - vi. The problem areas from the traffic angle,
 - vii. Enumeration of the relevant provisions of the Prevention of Food Adulteration Act, 1954, and cleanliness and enforcement drive,
 - viii. Enumeration of health and hygiene aspect needs to be taken care of by the street vendors.

Explanation:- Caution should be taken to ensure that the data presented are authentic to the extent possible and up-to-date. This will virtually form the baseline data to facilitate the Committee to take decision. If there is no database then a separate survey may be conducted during the first year with variable reason etc., to assess the situation. These databases can be presented in the digital form if so desired by the Committee.

10. **Powers and Functions of Town Vending Committee** - (1) Subject to the provisions of the Act, it shall be the duty of every Town Vending Committee to undertake such measures as it thinks fit to proper operation and management of Street Vending within the Vending Zone and as assigned by the provisions of the Act.

11. **Sub-Committee for specific issue** - The Town Vending Committee may constitute sub-committee as may be required on the recommendation of the Local Authority or the Planning Authority. In case the Local Authority and the Planning Authority do not agree with the recommendation of the Town Vending Committee for such constitution, the matter may be referred to the State Nodal Officer, but his role shall be for coordination.
12. **Engagement for associating members-** The Town Vending Committee may engage and associate with groups, experts and members as may be required with the approval of the Local Authority and Planning Authority as per job/domain/task falling under the responsibility of the Local Authority and Planning Authority. However in doing so they may ensure there is no conflict of interest in the matter. Such associated members shall be paid an honorarium not exceeds Rs. 500/- per sitting.
13. **Allowances to non-official members** - The non-official members shall be entitled to a sitting fee as may be decided by the local authority which shall not exceed Rs.350/-. In case of non-quorum meeting fifty per cent of the sitting fee shall be paid to such members who have attended such non quorum meeting.
14. **Employees/Support Staff of Town Vending Committee -**
 - i. The Town Vending Committee shall have office space as may be decided by the Local Authority
 - ii. Town Vending Committee initially shall have its staff pooled from Urban Development Authority/ District Urban Planner Office and Municipality. In due course the Local Authority may decide in consultation with Town Vending Committee to engage minimal number of critical staff as may be substantial from its own resources. The District Urban Planner and existing staff of National Urban Livelihoods Mission (NULM) within municipality would support such secretarial function.
 - iii. Local Authority to hear appeal-Local Authority may decide and designate an officer conversant with urban matter to hear the appeal of an aggrieved person by the decision of the Town Vending Committee.
15. **Appeal against decision or order of Town Vending Committee-**
 - (i) Any person aggrieved by any decision of the Town Vending Committee with respect to issue of Certificate of Vending/license under Section 10 (5) or suspension/cancellation of Vending Certificate, may within a period of 3 (three) days from the date of communication of the decision prefer an appeal in Form-II to the Local Authority.
 - (ii) Provided that the appeal may also be summarily rejected on valid grounds in the first instance and to be spelt out in the form of speaking order.
 - (iii) The Local Authority may before disposing of any appeal; make or cause such further enquiry as may be required.
 - (iv) The Local Authority shall not entertain an application where:-
 - i. The application is anonymous or it contain general and vague allegations,
 - ii. The matter is sub-judice in any court of law, tribunal or a judicial or a *quasi*-judicial authority,
 - (v) Every decision of the Local Authority shall be final and in writing along with reason and be signed /dated along with seal.

CHAPTER-III**MISCELLANEOUS**

16. **Manner of publishing summary of scheme** - The summary of the Scheme notified by the State Government under Section 2 of Chapter II of the Act shall be published by the Local Authority in two local newspapers of which should be reproduced in the local language of the area and shall also be uploaded on the website of the Local Authority and Town Vending Committee. Such publication of Scheme by the Local Authority shall be made within 7 (seven days) from the date the Scheme notified by the State Government.
17. **Furnishing of returns to State Government** - Every Town Vending Committee shall furnish from time to time, the return as required under the Act along with the details specified in Form I, to the State Government.
18. **Annual Report**- The Annual report shall be prepared by the Town Vending Committee within 3 (three) months after the completion of the financial year and shall also be uploaded on the designated website.
19. **Annual Account**-Town Vending Committee shall prepare and publish its Annual Account statement in such form and manner as may be directed from time to time in consultation with examiner of Local Accounts.
20. **Interpretation and removal of difficulty** - If any difficulties arise in implementing the provisions of these Rules or for interpretation of any Rule, the matter shall be referred to the State Government and the decision of the Government thereon shall be final.

SHREERANJAN,

Additional Chief Secretary to the Govt. of Meghalaya
Urban Affairs Department, Meghalaya.

FORM I**DETAILS IN THE PERIODICAL RETURNS TO BE FURNISHED TO
THE STATE GOVERNMENT**

_____ (Name of Town) hereby submit the following details in the periodical return for quarter ending _____ (March or June or September or December), 20____.

1. Details of certificates issued, rejected, suspended and cancelled during the quarter.

Details	Applications	Accepted or Issued	Rejected	Renewed	Suspended	Cancelled
Pending at the beginning of the quarter						
Newly received						
Total						
Cleared during the quarter						
Pending at the end of the quarter						

2. Number of newly surveyed street vendors and their complete details including name of street vendor, address, place of vending, type of vending, etc.
3. Number of meetings of the town vending committee held.
4. Details of newly vending area earmarked, if any, with its holding capacity.
5. Details of social audit done, if any.
6. Details of promotional measures taken for availability of credit, insurance and other welfare schemes of social security for street vendors.
7. Any other information, as directed by the State Government from time to time.

FORM II**Form of appeal against the decision of the Town Vending Committee.**

Appeal No..... of 20.....

Date of filing

Or

Date of Receipt

..... **Appellant**

V/s

..... **Respondent**

1. Name of applicant:
2. Address for correspondence:
3. ID number given by local authority (if issued):
4. Number and the date of issue of certificate for vending:
5. Place or location of vending:
6. Zone or Ward of vending:
7. Nature of vending:
 - i. Mobile:
 - ii. Stationary:
 - iii. Any other (specify):
8. Order of Town Vending Committee against which this appeal is preferred:
 - i. Rejection of Certificate of vending:
 - ii. Suspension of Certificate of vending:
 - iii. Cancellation of Certificate of vending:
9. Details and grounds of Appeal (give full details) in a separate sheet duly signed:
10. Documents supporting Appeal (with attachment/enclosure/self certified):

11. Declaration,

I, _____, the applicant, do hereby solemnly declare that what is stated above is true to the best of my knowledge and information and files this application within the time limit prescribed in the rules.

Place:

Date:

Signature of Appellant

Note: Attach all the relevant documents including order of town vending committee with this appeal.

If required, to give full reasoning of appeal on the separate pages to be attached with this appeal.